

On page 1388, line 3, strike the period and insert the following: “; and”.

On page 1388, between lines 3 and 4, insert the following:

(E) affected Indian Tribes.

**SA 2589.** Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 1463, line 3, strike “maritime” and insert “recreational or commercial marine”.

On page 1463, line 6, strike “maritime” and insert “recreational or commercial marine”.

On page 1463, lines 9 and 10, strike “maritime” and insert “recreational or commercial marine”.

On page 1548, line 18, strike “maritime” and insert “recreational or commercial marine”.

On page 1548, line 23, strike “maritime” and insert “recreational or commercial marine”.

On page 1549, line 3, strike “maritime” and insert “recreational or commercial marine”.

On page 1549, line 6, strike “maritime” and insert “recreational or commercial marine”.

On page 1549, line 25, strike “maritime” and insert “recreational or commercial marine”.

On page 1621, line 19, strike “maritime” and insert “recreational or commercial marine”.

**SA 2590.** Mr. CRUZ submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of division I, add the following:  
**SEC. 90009. DESIGNATION OF CERTAIN AIRPORTS AS PORTS OF ENTRY.**

(a) IN GENERAL.—The President shall—

(1) pursuant to the Act of August 1, 1914 (38 Stat. 623, chapter 223; 19 U.S.C. 2), designate each airport described in subsection (b) as a port of entry; and

(2) terminate the application of the user fee requirement under section 236 of the Trade and Tariff Act of 1984 (19 U.S.C. 58b) with respect to the airport.

(b) AIRPORTS DESCRIBED.—An airport described in this subsection is an airport that—

(1) is a primary airport (as defined in section 47102 of title 49, United States Code);

(2) is located not more than 30 miles from the northern or southern international land border of the United States;

(3) is associated, through a formal, legal instrument, including a valid contract or governmental ordinance, with a land border crossing or a seaport not more than 30 miles from the airport; and

(4) through such association, meets the numerical criteria considered by U.S. Customs and Border Protection for establishing a port of entry, as set forth in—

(A) Treasury Decision 82-37 (47 Fed. Reg. 10137; relating to revision of customs criteria

for establishing ports of entry and stations), as revised by Treasury Decisions 86-14 (51 Fed. Reg. 4559) and 87-65 (52 Fed. Reg. 16328); or

(B) any successor guidance or regulation.

On page 443, lines 4 and 5, strike “in the first sentence by striking” and insert the following: “in the first sentence—

(1) by inserting “clauses (i) and (iv) of subsection (c)(38)(A),” after “subsection (c)(37),”; and

(2) by striking

**SA 2591.** Mr. MORAN submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title I of division D, add the following:

**SEC. 40114. SOUTHWESTERN POWER ADMINISTRATION FUND.**

(a) DEFINITIONS.—In this section:

(1) ADMINISTRATOR.—The term “Administrator” means the Administrator of the Southwestern Power Administration.

(2) FUND.—The term “Fund” means the Southwestern Power Administration Fund established by subsection (b).

(b) ESTABLISHMENT OF FUND.—There is established in the Treasury of the United States a fund, to be known as the “Southwestern Power Administration Fund”, consisting of—

(1) all receipts, collections, and recoveries of the Southwestern Power Administration, including trust funds;

(2) appropriations to the Fund; and

(3) amounts transferred to the Fund under subsection (c); and

(4) amounts deposited in the Fund under the first proviso in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “DEPARTMENT OF ENERGY” in title III of the Energy and Water Development Appropriations Act, 2005 (118 Stat. 2956; 16 U.S.C. 825s-4).

(c) TRANSFERS TO FUND.—There are transferred to the Fund—

(1) unexpended balances in the continuing fund pursuant to the 11th paragraph under the heading “OFFICE OF THE SECRETARY” in title I of the Act of October 12, 1949 (63 Stat. 767, chapter 680; 16 U.S.C. 825s-1);

(2) unexpended balances in the advanced payment fund pursuant to the first proviso in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “Department of Energy” in title III of the Energy and Water Development Appropriations Act, 2005 (118 Stat. 2956; 16 U.S.C. 825s-4); and

(3) unexpended balances in the offsetting collections fund pursuant to the fourth and fifth provisos in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “DEPARTMENT OF ENERGY” in title III of the Energy and Water Development and Related Agencies Appropriations Act, 2010 (123 Stat.

2869; 16 U.S.C. 825s-7) (as in effect on the day before the date of enactment of this Act).

(d) AVAILABILITY.—Amounts in the Fund shall remain available until expended.

(e) USE.—Amounts in the Fund shall be used by the Secretary, acting through the Administrator, for expenses necessary for—

(1) operation and maintenance of power transmission facilities;

(2) marketing electric power and energy;

(3) construction and acquisition of transmission lines, substations, and appurtenant facilities; and

(4) administrative expenses in carrying out the duties of the Secretary under—

(A) section 5 of the Act of December 22, 1944 (commonly known as the “Flood Control Act of 1944”) (58 Stat. 890, chapter 665; 16 U.S.C. 825s); and

(B) section 1232 of the Energy Policy Act of 2005 (42 U.S.C. 16431).

(f) OBLIGATIONS.—The Secretary, acting through the Administrator, may incur obligations for authorized purposes in advance of appropriations to be liquidated by the Fund.

(g) EXCESS FUNDS.—Annually, the Secretary, acting through the Administrator, shall transfer excess amounts in the Fund to the Treasury of the United States as miscellaneous receipts.

(h) APPLICABLE LAW.—The provisions of chapter 91 of title 31, United States Code, shall apply to the Administrator in carrying out this section in the same manner as the provisions apply to a wholly owned Government corporation (as defined in section 9101 of that title).

(i) CONFORMING AMENDMENTS.—

(1) The first proviso in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “Department of Energy” in title III of the Energy and Water Development Appropriations Act, 2005 (118 Stat. 2956; 16 U.S.C. 825s-4) is amended—

(A) by striking “in fiscal year 2005” and inserting “on the date of enactment of the Infrastructure Investment and Jobs Act”; and

(B) by striking “credited to this account” and inserting “deposited in the Southwestern Power Administration Fund established by section 40114(b) of the Infrastructure Investment and Jobs Act”.

(2) The fourth and fifth provisos in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “Department of Energy” in title III of the Energy and Water Development and Related Agencies Appropriations Act, 2010 (123 Stat. 2869; 16 U.S.C. 825s-7) are repealed.

**SA 2592.** Mr. HEINRICH (for himself and Mr. CORNYN) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 2585, line 5, insert “*Provided further*, That the Administrator shall use not less than \$25,000,000 of the amounts made available under this paragraph in this Act in each of fiscal years 2022 through 2026 to provide wastewater assistance under section 307

of the Safe Drinking Water Act Amendments of 1996 (33 U.S.C. 1281 note; Public Law 104-182) to eligible communities (as defined in subsection (a) of that section):” after “1383):”.

On page 2587, line 3, insert “*Provided further*, That the Administrator shall use not less than \$25,000,000 of the amounts made available under this paragraph in this Act in each of fiscal years 2022 through 2026 to provide drinking water assistance under section 1456 of the Safe Drinking Water Act (42 U.S.C. 300j-16) to eligible communities (as defined in subsection (a) of that section):” after “300j-12):”.

**SA 2593.** Mr. MARKEY submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 1956, strike lines 14 through 23 and insert the following:

“(1) IN GENERAL.—Subject to paragraph (2)(A), the Federal”; and

(C) by inserting after paragraph (1) (as so designated) the following:

“(2) RURAL AND FINANCIALLY DISTRESSED COMMUNITIES.—

“(A) FEDERAL SHARE FOR FINANCIALLY DISTRESSED COMMUNITIES.—The Federal share of the cost of activities using amounts from a grant made to a financially distressed community (as defined in subsection (c)(1)) under subsection (a) shall be not less than 75 percent of the cost.

“(B) REQUIREMENT.—To the maximum extent practicable, the Administrator shall work with States to prevent the non-Federal share requirements under this subsection from being passed on to rural communities and financially distressed communities (as those terms are defined in subsection (f)(2)(B)(i)).”;

On page 1957, line 4, strike “\$280,000,000” and insert “\$400,000,000”.

**SA 2594.** Mr. REED (for himself and Mr. SULLIVAN) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 201, strike line 13 and insert the following:

(1) in subsection (b)—

(A) by striking “(b) The geometric” and inserting the following:

“(b) DESIGN CRITERIA FOR THE INTERSTATE SYSTEM.—The geometric”; and

(B) in the second sentence, by striking “the types and volumes of traffic anticipated for such project for the twenty-year period commencing on the date of approval by the Secretary, under section 106 of this title, of the plans, specifications, and estimates for actual construction of such project” and inserting “the existing and future performance

of the facility, to include the safety, geometric, capacity, or operational needs of the facility, as determined by the State department of transportation, in consultation with the Federal Highway Administration”;

(2) in subsection (d)—

On page 202, line 5, strike “(2)” and insert “(3)”.

On page 202, line 23, strike “(3)” and insert “(4)”.

**SA 2595.** Mr. KELLY (for himself and Mr. CORNYN) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title II of division E, insert the following:

**SEC. 502. URBAN WATERS FEDERAL PARTNERSHIP PROGRAM.**

(a) DEFINITIONS.—In this section:

(1) ADMINISTRATOR.—The term “Administrator” means the Administrator of the Environmental Protection Agency.

(2) MEMBER AGENCIES.—The term “member agencies” means each of—

(A) the Environmental Protection Agency;  
(B) the Department of the Interior;  
(C) the Department of Agriculture;  
(D) the Corps of Engineers;  
(E) the National Oceanic and Atmospheric Administration;

(F) the Economic Development Administration;

(G) the Department of Housing and Urban Development;

(H) the Department of Transportation;

(I) the Department of Energy;

(J) the Department of Education;

(K) the National Institute for Environmental Health Sciences;

(L) the Community Development Financial Institutions Fund;

(M) the Federal Emergency Management Agency;

(N) the Corporation for National and Community Service; and

(O) such other agencies, departments, and bureaus that elect to participate in the Urban Waters program as the missions, authorities, and appropriated funding of those agencies, departments, and bureaus allow.

(3) SECRETARIES.—The term “Secretaries” means the Secretary of the Interior and the Secretary of Agriculture.

(4) URBAN WATERS AMBASSADOR.—The term “Urban Waters ambassador” means a person who—

(A) is locally based near the applicable Urban Waters partnership location; and

(B) serves in a central coordinating role for the work carried out in the applicable Urban Waters partnership location with respect to the Urban Waters program.

(5) URBAN WATERS NONPARTNERSHIP LOCATION.—The term “Urban Waters nonpartnership location” means an urban or municipal site and the associated watershed or waterbody of the site—

(A) that receives Federal support for activities that advance the purpose of the Urban Waters program; but

(B)(i) that is not formally designated as an Urban Waters partnership location; and

(ii) for which is not maintained—

(I) an active partnership with an Urban Waters ambassador; or

(II) an Urban Waters partnership location workplan.

(6) URBAN WATERS PARTNERSHIP LOCATION.—The term “Urban Waters partnership location” means an urban or municipal site and the associated watershed or waterbody of the site for which—

(A) the Administrator, in collaboration with the heads of the other member agencies, has formally designated as a partnership location under the Urban Waters program; and

(B) an active partnership with an Urban Waters ambassador is maintained.

(7) URBAN WATERS PARTNERSHIP LOCATION WORKPLAN.—The term “Urban Waters partnership location workplan” means the plan for projects and actions that is coordinated across an Urban Waters partnership location.

(8) URBAN WATERS PROGRAM.—The term “Urban Waters program” means the program established under subsection (b)(1).

(b) URBAN WATERS FEDERAL PARTNERSHIP PROGRAM.—

(1) AUTHORIZATION.—There is authorized a program, to be known as the “Urban Waters Federal Partnership Program”, administered by the partnership of the member agencies—

(A) to jointly support and execute the goals of the Urban Waters program through the independent authorities and appropriated funding of the member agencies; and

(B) to advance the purpose described in paragraph (2) within designated Urban Waters partnership locations and other urban and suburban communities in the United States.

(2) PROGRAM PURPOSE.—The purpose of the Urban Waters program is to reconnect urban communities, particularly urban communities that are overburdened or economically distressed, with associated waterways by improving coordination among Federal agencies.

(3) PROGRAM REQUIREMENTS.—

(A) IN GENERAL.—Subject to the availability of appropriations, the Administrator, in coordination with the Secretaries and, as appropriate, the heads of the other member agencies, shall maintain the Urban Waters program in accordance with this paragraph.

(B) URBAN WATERS FEDERAL PARTNERSHIP STEERING COMMITTEE.—

(i) ESTABLISHMENT.—

(I) IN GENERAL.—The Administrator shall establish a steering committee for the Urban Waters program (referred to in this subparagraph as the “steering committee”).

(II) CHAIR.—The Administrator shall serve as chairperson of the steering committee.

(III) VICE-CHAIRS.—The Secretaries shall serve as vice-chairpersons of the steering committee.

(IV) MEMBERSHIP.—In addition to the Administrator and the Secretaries, the members of the steering committee shall be the senior officials (or their designees) from such member agencies as the Administrator shall designate.

(ii) DUTIES.—The steering committee shall provide general guidance to the member agencies with respect to the Urban Waters program, including guidance with respect to—

(I) the identification of annual priority issues for special emphasis within Urban Waters partnership locations; and

(II) the identification of funding opportunities, which shall be communicated to all Urban Waters partnership locations.

(iii) INTERAGENCY FINANCING.—Notwithstanding section 1346 of title 31, United States Code, section 708 of division E of the Consolidated Appropriations Act, 2021 (Public Law 116-260), or any other similar provision of law, member agencies may—

(I) provide interagency financing to the steering committee; and